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8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JUSTIN LEE TRIPP,

15 Defendant.

Case No. 2:20-cr-00237-APG-DJA

**STIPULATION TO CONTINUE
SENTENCING HEARING**
(Second Request)

16
17 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
18 Trutanich, United States Attorney, and Kimberly M. Frayn, Assistant United States Attorney,
19 counsel for the United States of America, and Rene L. Valladares, Federal Public Defender,
20 and Kathryn C. Newman, Assistant Federal Public Defender, counsel for Justin Lee Tripp, that
21 the Sentencing Hearing currently scheduled on February 17, 2021, be vacated and continued to
22 a date and time convenient to the Court, but no sooner (60) sixty days.

23 This Stipulation is entered into for the following reasons:

24 1. Mr. Tripp is considered high-risk for serious illness or death if he contracts
25 COVID-19 based on an underlying health condition. While in custody at Nevada Southern
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1 Detention Center (NSDC), he has been housed in the high-risk unit. This unit alone has never
2 had an outbreak of COVID-19 during the course of the pandemic.

3 2. The BOP has begun administering the vaccines to inmates. As of this filing,
4 Nevada Southern Detention Center has not yet begun administering the vaccine.

5 3. Mr. Tripp requests that the Court delay his sentencing by 60 days to allow BOP
6 to continue its vaccine program and in the hope that he personally will be vaccinated before
7 being transferred to a BOP facility and risking infection.

8 4. The defendant is in custody and agrees with the need for the continuance.

9 5. The parties agree to the continuance.

10 This is the second request for a continuance of the sentencing hearing.

11 DATED this 26th day of January, 2021.

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13 RENE L. VALLADARES
Federal Public Defender

NICHOLAS A. TRUTANICH
United States Attorney

14
15 */s/ Kathryn C. Newman*
By _____

/s/ Kimberly M. Frayn
By _____

16 KATHRYN C. NEWMAN
Assistant Federal Public Defender

KIMBERLY M. FRAYN
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 JUSTIN LEE TRIPP,

7 Defendant.
8

Case No. 2:20-cr-00237-APG-DJA

ORDER

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10 IT IS THEREFORE ORDERED that the sentencing hearing currently scheduled for
11 Wednesday, February 17, 2021 at 2:30 p.m., be vacated and continued to April 28, 2021 at
12 the hour of 2:00 p.m. in Courtroom 6C.

13 DATED this 26th day of January, 2021.

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16 UNITED STATES DISTRICT JUDGE
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